



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named  
Inventor : Vinay Deo

Appln. No.: 09/764,794

Filed : January 17, 2001

For : A SYSTEM FOR BROADCASTING TO,  
AND PROGRAMMING, A MOBILE  
DEVICE IN A PROTOCOL

Docket No.: M61.12-0685

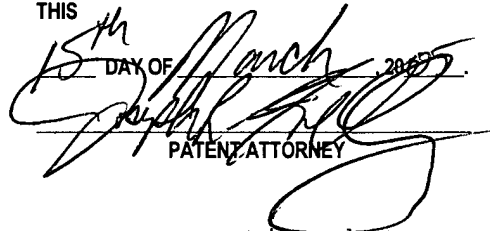
Group Art Unit: 2132

Examiner: Justin T.  
Darrow

**REQUEST FOR CONSIDERATION OF PREVIOUSLY SUBMITTED ART**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
SENT BY U.S. MAIL, FIRST CLASS, TO THE  
COMMISSIONER FOR PATENTS, VIA FACSIMILE,  
THIS

15<sup>th</sup> DAY OF March, 2005  
  
PATENT ATTORNEY

Sir:

This is being filed pursuant to a conversation between the office of the undersigned and the Examiner. We indicated that we had not received an initialed PTO form 1449 for a previously filed Information Disclosure Statement. The Examiner requested the following items which are enclosed.

1. Enclosed is a copy of the original postcard as filed with the application noting that an Information Disclosure Statement was filed on January 17, 2001. We are also enclosing a copy of the Utility Application Transmittal sheet which indicates that a Information Disclosure Statement and copies of IDS were submitted with the application.
2. A copy of the Information Disclosure Statement that was sent with the original application with the Express Mail number and date mailed on the first page is enclosed. We are also resubmitting a copy of all the cited art for your reference.

Please forward an initialed PTO 1449 at your earliest convenience.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

Joseph R. Kelly, Reg. No. 34,847  
Suite 1600 - International Centre  
900 Second Avenue South  
Minneapolis, Minnesota 55402-3319  
Phone: (612) 334-3222 Fax: (612) 334-3312

JRK:slg

Atty/Sec JAW:tas Date: 1/17/01 File No. M61.12-0685

**POST OFFICE TO ADDRESSEE**

**MAIL EXPRESS**

UNITED STATES POSTAL SERVICE™

**POSTAL USE ONLY**

PO ZIP	55402
Date in	01/17/01
Time in	10:17 AM
Weight	3.2 lbs
No Delivery	<input type="checkbox"/> Weekday <input type="checkbox"/> Holiday

EL536004544US

SEE REVERSE SIDE FOR SERVICE GUARANTEE AND LIMITS ON INSURANCE COVERAGE

**Customer Copy**

Label 11-F July 1997

**POSTAL USE ONLY**

Flat Rate Envelope	<input type="checkbox"/>
Postage	\$ 1.60
Return Receipt Fee	\$ 1.60
Int'l Alpha Country Code	
COD Fee	
Insurance Fee	
Total Postage & Fees	\$ 1.60

EL536004544US

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Day of Delivery	<input checked="" type="checkbox"/> Day <input type="checkbox"/> Next <input type="checkbox"/> Second
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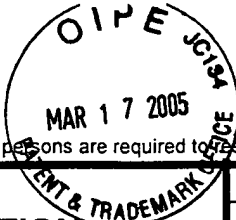
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PTO/SB/05 (4/98)  
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new non-provisional applications under 37 C.F.R. § 1.53(B))

Attorney Docket No.	M61.12-0685
First Inventor or Application Identifier	Vinay Deo et al.
Title	SYSTEM FOR BROADCASTING TO, AND PROGRAMMING, A MOBILE DEVICE IN A PROTOCOL, DEVICE, AND NETWORK INDEPENDENT FASHION
Express Mail Label No.	EL636004544US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

Address To:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ \*Fee Transmittal Form e.g., PTO/SB17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Sheets **75**]  
(preferred arrangement set forth below)
  - Descriptive title of the invention)
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. § 113) [Total Sheets **14**]
4. Oath or Declaration [Total Sheets **3**]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 16 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§1.63(d)(2) and 1.33(b).

\* NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

5. ☐ Microfiche Computer Program (Appendix)
6. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(If applicable, all necessary)
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy (Identical to computer copy)
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
9. ☐ English Translation Document
10. ☒ Information Disclosure Statement (IDS/PTO - PTO) ☒ Copies of IDS
11. ☒ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)
13. ☐ \*Small Entity Statement filed in prior application. Status still proper and desired (PTO/SB/09-12)
14. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
15. ☐ Request and Cert. Under 35 USC 122 (Non-Pub)
16. ☒ Other: File Data Sheet

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☒ Divisional ☐ Continuation-in part (CIP) of prior application No: 09/108,953

Prior application information: Examiner C. Tucker Group/Art Unit: 2766

FOR CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

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Signature		Date	1/17/01